

MONTANA LEGISLATIVE HISTORY

Chapter 506 19 81

Bill H 620 S _____ Original bill & history ☒ C

H. Committee on Appropriations

Hearing Date(s) 3-25 _____ C

3-29 _____ C

3-30 _____ C

4-2 _____ C

Date Out 4-2 _____ C

S. Committee on Finance & Claims

Hearing Date(s) 4-13 _____ C

_____ C

_____ C

_____ C

DATE OUT 4-13

Did this bill originate in an interim committee? ☐ Yes ☐ No

Committee _____

Report _____

REFERRED TO COMMITTEE ON FINANCE AND CLAIMS: 3/18

HEARING: 3/25; 4/3

REPORT: 4/4, BE CONCURRED IN

2ND READING: 4/9, BE CONCURRED IN

3RD READING: 4/11, YEAS: 45; NAYS: 2

RETURNED TO HOUSE: 4/11

TRANSMITTED TO GOVERNOR: 4/16

ACTION: SIGNED, 4/21

HB 618—WILLIAMS, SCHULTZ, DONALDSON, ET AL—TO PROVIDE A METHOD FOR ALLOCATING FUNDING FOR SECONDARY VOCATIONAL AND INDUSTRIAL ARTS PROGRAMS....

FISCAL NOTE: REQUIRED

INTRODUCED: 2/2

REFERRED TO COMMITTEE ON EDUCATION: 2/2

HEARING: 2/13

REPORT: DO PASS, 2/13

2ND READING: 2/18 YEAS: 87; NAYS: 0

3RD READING: 2/20 YEAS: 100; NAYS: 0

TRANSMITTED TO SENATE: 2/20

REFERRED TO COMMITTEE ON EDUCATION: 2/21

HEARING: 3/13

REPORT: 3/14, BE CONCURRED IN, AS AMENDED

2ND READING: 3/17, YEAS: 45; NAYS: 5

3RD READING: 3/19, YEAS: 44; NAYS: 4

RETURNED TO HOUSE WITH AMENDMENTS: 3/19

2ND READING: 3/25 YEAS: 84; NAYS: 3

3RD READING: 3/27 YEAS: 83; NAYS: 1

TRANSMITTED TO GOVERNOR: 4/1

ACTION: SIGNED, 4/6

CHAPTER 287

HB 619—IVERSON—TO ESTABLISH A REVOLVING FUND TO HANDLE PROCEEDS FROM LIVESTOCK SOLD BY THE AGRICULTURAL EXPERIMENT STATION....

INTRODUCED: 2/3

REFERRED TO COMMITTEE ON APPROPRIATIONS: 2/3

HEARING: 3/20

REPORT: DO PASS, 3/30

ON MOTION, 4/1, TAKEN FROM 2ND READING AND REREFERRED TO COMMITTEE ON APPROPRIATIONS.

BILL DIED IN COMMITTEE

HB 620—BURNETT—TO ESTABLISH A REENLISTMENT OR EXTENSION INCENTIVE BONUS FOR ENLISTED MEMBERS OF THE MONTANA NATIONAL GUARD....

INTRODUCED: 2/3

REFERRED TO COMMITTEE ON APPROPRIATIONS: 2/3

HEARING 3/25

REPORT: DO PASS AS AMENDED, 4/1

2ND READING: 4/6, SUBSTITUTE MOTION THAT THE BILL DO NOT PASS

MOTION FAILED, YEAS: 21; NAYS: 71

DO PASS MOTION, 4/6, YEAS: 71; NAYS: 20

ON MOTION, 4/6, RULES SUSPENDED, PLACED ON 3RD READING.

3RD READING: 4/6, YEAS: 73; NAYS: 21

TRANSMITTED TO SENATE: 4/6

REFERRED TO COMMITTEE ON FINANCE AND CLAIMS: 4/7

HEARING: 4/13
REPORT: 4/13, BE CONCURRED IN
2ND READING: 4/14, BE CONCURRED IN
3RD READING: 4/15, YEAS: 44; NAYS: 3

RETURNED TO HOUSE: 4/15
TRANSMITTED TO GOVERNOR: 4/21
ACTION: SIGNED, 4/23

HB 621—MEYER, ANDERSON, FAIREGA—TO DEFINE AND PROHIBIT
COMPUTER-RELATED CRIME....

INTRODUCED: 2/3
REFERRED TO COMMITTEE ON JUDICIARY: 2/3
HEARING: 2/10
REPORT: DO PASS, 2/11
2ND READING: 2/14, YEAS: 82; NAYS: 1
3RD READING: 2/17, YEAS: 98; NAYS: 1

TRANSMITTED TO SENATE: 2/17
REFERRED TO COMMITTEE ON JUDICIARY: 2/18
HEARING: 3/16
REPORT: 3/17, BE CONCURRED IN, AS AMENDED
2ND READING: 3/19, BE CONCURRED IN
3RD READING: 3/21, YEAS: 48; NAYS: 0

RETURNED TO HOUSE WITH AMENDMENTS: 3/21
2ND READING: 4/8, YEAS: 86; NAYS: 1
3RD READING: 4/9, YEAS: 93; NAYS: 0

TRANSMITTED TO GOVERNOR: 4/16
ACTION: SIGNED, 4/21
CHAPTER 485

HB 622—NEUMAN, MEYER, SWITZER, ET AL—TO INCREASE THE PERMISSIVE COUNTY
ROAD LEVY.

INTRODUCED: 2/3
REFERRED TO COMMITTEE ON LOCAL GOVERNMENT: 2/3
HEARING: 2/10
REPORT: DO PASS, 2/12
2ND READING: 2/17, YEAS: 73; NAYS: 7
3RD READING: 2/19, YEAS: 86; NAYS: 11

TRANSMITTED TO SENATE: 2/19
REFERRED TO COMMITTEE ON TAXATION: 2/20
HEARING: 3/16
REPORT: 3/27, BE CONCURRED IN
2ND READING: 4/1, BE CONCURRED IN
3RD READING: 4/3, YEAS: 44; NAYS: 4

RETURNED TO HOUSE: 4/3
TRANSMITTED TO GOVERNOR: 4/8
ACTION: SIGNED, 4/13
CHAPTER 351

HB 623—WALDRON, REGAN, CONN, ET AL—TO CREATE A DISPLACED HOMEMAKER
PROGRAM....

INTRODUCED: 2/3
REFERRED TO COMMITTEE ON APPROPRIATIONS: 2/3
HEARING: 3/27
REPORT: DO NOT PASS, 3/30

HOUSE APPROPRIATIONS COMMITTEE

47th Legislature

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Bill No.	Subject Matter	Date In	Sponsor	Hearing Date	Committee Action	Date Out
HB-619	Establish a revolving fund for proceeds from livestock sold by Agri. Exp. Sta. & exp of purchasing replacement livestock.	2/3/81	Iverson	3/20/81	TABLE	4/2/81
HB-620	Establish reenlistement/ext. incentive bonus for enlisted member of Nat'l Guard & to approp money for that purpose	2/3/81	Burnett		DO PASS AS AMENDED	4/2/81
HB-623	To create a displaced homemaker program & providing for an appropriation; amending section 25-1-201.	2/3/81	Waldron		DO NOT PASS	3/39/81
HB-355	Require state to pay indemnity-full value-if Dep of Livestock requires destruc. of herd due to Brucellosis. Stating conditions & approp. funds for same.	2/4/81	Sivertsen	3/21/81	DO NOT PASS	3/25/81
HB-610	Incr. the max-gen-fund-budg w/o voted levy limitation for elem & H.S. to revise add'l levy prov., & to prov. for extraordinary levy.	2/7/81	Anderson	2/9/81	DO PASS	2/10/81
HB-688	Create two extension forester positions; establish duties; approp. funds for ext forester program.	2/9/81	Dussault et al	3/21/81	TABLE	3/29/81

1 HOUSE BILL NO. 620
2 INTRODUCED BY BURNETT
3 BY REQUEST OF THE DEPARTMENT OF MILITARY AFFAIRS
4
5 A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A
6 REENLISTMENT OR EXTENSION INCENTIVE BONUS FOR ENLISTED
7 MEMBERS OF THE MONTANA NATIONAL GUARD AND TO APPROPRIATE
8 MONEY FOR THAT PURPOSE."
9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11 Section 1. Short title. [This act] may be cited as the
12 "Montana National Guard Reenlistment or Extension Act of
13 1981".
14 Section 2. Purpose. [This act] is intended to
15 encourage a greater number of extensions and reenlistments
16 in the Montana national guard, which is the state's only
17 source of organized manpower in times of emergency.
18 Section 3. Definitions. As used in [this act], the
19 following definitions apply:
20 (1) "Bonus" means the extension or reenlistment
21 incentive bonus provided by [this act].
22 (2) "Member" means any enlisted member of the Montana
23 army or air national guard.
24 (3) "Extension" means the continuation of active
25 national guard service with the Montana national guard.

1 (4) "Reenlistment" means a second or subsequent
2 voluntary enrollment in the Montana national guard.
3 (5) "Secretary" means a designee of the department of
4 military affairs.
5 Section 4. Bonus. A member is entitled to receive a
6 bonus payment for each year of service for which he extends
7 or reenlists. The bonus shall be paid to each eligible
8 member within 60 days following the successful completion of
9 a year of service for which he extended or reenlisted. The
10 secretary shall set the amount of the bonus based on the
11 appropriation for that purpose.
12 Section 5. Eligibility. The bonus must be granted to a
13 person who:
14 (1) extends his original enlistment or reenlists in
15 the Montana national guard;
16 (2) holds a rank commensurate with a unit vacancy in
17 accordance with the national guard bureau's policy;
18 (3) does not have 20 years of total service;
19 (4) is not a civil service employee in a full-time
20 capacity with the national guard, including but not limited
21 to active duty for training or full-time training duty;
22 (5) is not eligible for any federally funded national
23 guard bonus for the reenlistment or extension covered by
24 [this act]; and
25 (6) attends 90% of the scheduled drills and annual

-2- INTRODUCED BILL
 HB 620

1 training in the year for which the benefit is to be paid.

2 Section 6. Administration. (1) The secretary shall
3 administer [this act]. He shall maintain records and make
4 rules necessary for its administration.

5 (2) He shall determine the eligibility of members to
6 receive the bonus and disburse a bonus payment upon a
7 determination of eligibility.

8 Section 7. Appropriation. The following money is
9 appropriated from the general fund to the department of
10 military affairs for the purpose of providing extension and
11 reenlistment bonuses for eligible members of the Montana
12 national guard:

13 Fiscal year ending June 30, 1982.....\$14,000
14 Fiscal year ending June 30, 1983.....\$28,000.

-End-

MINUTES OF THE MEETING OF THE HOUSE APPROPRIATIONS COMMITTEE
MARCH 25, 1981

The meeting was called to order by Chairman Lund, in Room 104, State Capitol, at 8:00am. All Committee members were present.

HEARINGS: HB828.

REP. HARRISON FAGG and Mr. Larry Fasbender, Governor's Office, requested that the Committee support HB 828, to save the Coal Severance Tax, through lobbyist efforts in Washington, D.C.

MR. MIKE MCGRATH, Attorney General's Office stated his support of HB 828. He stated that the Texas oil and gas severance tax is 4 1/2%, but that collections are twenty times greater than that collected by Montana for the Coal Severance Tax.

MR. DON JUDGE, AFL-CIO-Montana, stated his support of the bill. (Exhibit attached).

REP. FAGG stated that an effective date needs to be added to the title. He stated that Governor Schwinden would choose a lobbyist at the recommendation of five or six persons who went to Washington, D.C., in regard to this matter. He stated that there would be an amendment to the bill to address this, adding that Montana may work indirectly with the State of Wyoming and possibly with Alaska, on this matter.

REP. QUILICI stated that \$300,000 may not be adequate for a lobbyist.

REP. FAGG stated that that amount needed would depend on how far the issue goes, adding that he feels that \$500,000 would be a more comfortable margin, all of which would be general funds.

The hearing was closed on HB 828. There were no opponents to the bill.

HB 620.

REP. JIM BURNETT, District 71, Luther, MT, testified as sponsor of HB 620, stating that it was not codified after last session, after being appropriated for.

GENERAL DUFFY, Montana National Guard, stated that the bill was originally with the Montana National Guard Association. He stated that in 1979, retention rate was 61% and that at the end of 1980, the retention rate was 82%. He stated that there are guidelines in the bill regarding eligibility for reenlistment bonuses.

MAJOR JACK WALSH, recruiting and retention manager for the

National Guard, stated that according to the strength reports of March 16, 1979 and March 13, 1981, on-board strength had increased from 79.4% to 86.5%. He stated that there are currently 2,707 members in the Army National Guard and 890 in the Air National Guard in Great Falls, MT.

MAJOR WALSH requested that the Committee support HB 620.

MR. LARRY WESTFALL, Command Sargent Major, Army National Guard, stated that attendance at weekend drills and at annual training has increased since bonus payments began. He urged the Committee to support HB 620.

LT. BRAD LIVINGSTON, Military Personnel Officer, Air National Guard, stated that he feels the bonus has created more interest in the Guard.

MR. ART VAN ASKE, bonus recipient, stated that he would like to see the program continue.

SARGENT KELLY, also a bonus recipient, stated his support of the bill.

There were no opponents to the bill.

REP. HEMSTAD asked who was qualified to receive the bonus. General Duffy stated that only certain positions in the Army National Gaurd, who do not meet Federal qualifications for reinlistment bonuses, are eligible and that the bonus is determined by hard-to-fill positions, in the amount of \$1500.

REP. HURWITZ asked what the salary was for enlistees for attending meetings. General Duffy stated that it was \$66 for two days for a private and that the total cost of the bill was reduced from \$55,000 in the past biennium, to \$42,000 for the current biennium.

REP. BENGSTON asked why HB 896 was not codified in 1979. Major Walsh stated that it was overlooked by the Legislative Council.

In closing, Rep. Burnett, requested that the Committee support HB 620.

HB 827.

REP. EARL LORY, District 99, Missoula, testified as sponsor of HB 827, stating that the current amount spent on communications by the State of Montana is \$17,000,000 annually. He requested a study of the telecommunications problem, adding that the Department of Highways and the Highway Patrol are on different radio wavelengths and cannot communicate with each other at

MINUTES OF THE MEETING OF THE HOUSE APPROPRIATIONS
COMMITTEE
March 29, 1981

Page 1

The meeting was called to order at 2:00 p.m. in Room 104, State Capitol, with all members present, except REP. MOORE, who was absent.

EXECUTIVE SESSION.

HB 709.

The subcommittee chairman, REP. DONALDSON, reported to the Committee, recommendations for HB 709. (EXHIBITS A,B,C,& D)

REP. BENGTON moved that the Committee accept the subcommittee recommendations for HB 709 and fund HB 460. REP. BENGTON included as part of her motion, that HB 469 be funded separately and that HB 835 be incorporated into HB 709.

REP. SHONTZ made a substitute motion to approve the subcommittee recommendation with the exception of HB 601. The motion, as made by REP. SHONTZ was UNANIMOUSLY APPROVED by the members of the Committee.

REP. SHONTZ moved that HB 709 do pass as amended. The MOTION WAS APPROVED, with 12 members voting aye and four members voting no.

HB 29.

REP. BARDANOUVE moved that the Committee table HB 29. The MOTION PASSED, with 14 members voting aye and two voting no.

SB 74.

REP. QUILICI moved that the Committee do concur in SB 74. The MOTION WAS UNANIMOUSLY APPROVED by the Committee members.

SB 118.

REP. SHONTZ moved that the Committee table SB 118. The MOTION WAS APPROVED, with nine members voting aye, seven voting no.

HJR 38.

REP. STOBIE moved that the Committee table HJR 38. REP. WALDRON made a substitute motion that HJR 38 do not pass. REP. WALDRON's motion as stated was UNANIMOUSLY APPROVED by the Committee members.

HB 19.

REP. HURWITZ moved that the Committee do not pass HB 19. REP. DONALDSON made a substitute motion that the Committee pass on HB 19 for the day. The MOTION as made by REP. DONALDSON was APPROVED with 14 members voting aye and two voting no.

MINUTES OF THE MEETING OF THE HOUSE APPROPRIATIONS
COMMITTEE
March 29, 1981

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HB 568.

REP. HEMSTAD made a motion that HB 568 be amended, to \$200,000 and that no administrative costs be taken from the appropriation. The MOTION was UNANIMOUSLY APPROVED.

REP. HEMSTAD moved that HB 568, as amended, do pass. The MOTION was APPROVED with 10 members voting aye and six voting no.

HB 570.

REP. ERNST moved that HB 570 be tabled. The MOTION was APPROVED with 15 members voting aye and one member voting no.

HB 602.

REP. LORY moved that HB 602 be tabled. The MOTION was UNANIMOUSLY APPROVED.

HB 605.

REP. STOBIE moved that HB 605 be tabled. The motion was approved with 14 members voting aye and two voting no.

HB 616.

REP. BARDANOUVE moved that HB 616 do not pass. REP. THOFT made a substitute motion that HB 616 be tabled. The MOTION was APPROVED with 12 members voting aye and four voting no.

HB 620.

REP. STOBIE moved that HB 620 do pass. The MOTION was APPROVED with 10 members voting aye and six voting no.

HB 623.

REP. WALDRON moved that HB 623 be amended to read \$155,000. The MOTION was UNANIMOUSLY APPROVED by the Committee members.

REP. THOFT moved that HB 623 do not pass. REP. SHONTZ asked how much this bill would reduce the spending in other areas. REP. HEMSTAD stated that she supported HB 623.

REP. LORY made a substitute motion for all motions pending that HB 623 do pass as amended. The MOTION FAILED, with seven members voting aye and nine voting no.

MINUTES OF THE MEETING OF THE HOUSE APPROPRIATIONS COMMITTEE
March 30, 1981

The meeting was called to order by Chairman Lund at 7:00 a.m. in Room 104, State Capitol, with all members present, except REP. SHONTZ and STOBIE:

EXECUTIVE SESSION

SB409 and HB846. REP. MOORE, BARDONOUVE AND THOFT were appointed as a subcommittee to look into the Tongue River Dam situation.

REP. MOORE moved that the Committee reconsider its action on HB620. The motion was approved by the members of the Committee, with 9 members voting aye, 6 voting NO and 2 members absent.

REP. MOORE moved that the Committee table HB620. The motion failed in a tie vote, 8-8, with REP. STOBIE ABSENT.

HB580

REP. MOORE moved that HB580 DO PASS as amended by State Administration. The motion was approved, with 12 members voting aye and 4 voting NO. REP. STOBIE absent.

HEARINGS:

HB849 REP. HAROLD BRIGGS, District 82, testified as sponsor of HB849, stating that the bill would appropriate \$65,000 for each year of the '83 biennium.

MR. DEE RICKMAN, Assistant Administrator, Board of Oil and Gas, stated that the appropriation was included in HB500, at full funding and that HB849 was separate legislation in case the appropriation was deleted from HB500.

There were no opponents.

MS. RICKMAN stated that there was currently no inventory of abandoned wells in Montana. The hearing was closed with no closing statement from REP. BRIGGS.

HB854

REP. GENE ERNST, District 47, Stanford, stated that the bill would appropriate funds to the Dept. of Commerce for the Transportation Division costs, not covered in HB500.

MINUTES OF THE MEETING OF THE HOUSE APPROPRIATIONS COMMITTEE
April 2, 1981

The meeting was called to order in Room 104, State Capitol, by CHAIRMAN LUND at 7:00 a.m. with all members present, except REPRESENTATIVE HEMSTAD, CONROY AND STOBIE. REPRESENTATIVE BENGTON was excused.

The committee met in executive session, discussing the following bills:

HB 865. REPRESENTATIVE MOORE moved that the Committee delete all but \$150,000 for the Department of Revenue from HB 865.

REPRESENTATIVE LORY made a substitute motion that the \$60,000 requested by the Department of Justice for transportation of prisoners be amended to \$45,000 and that the bill pass as amended.

MR. BOB KUCHENBROD, Central Services Administrator, Department of Justice, stated that transportation of prisoner costs for March, 1981, were \$17,000. He added that the highest monthly costs were \$21,000 and that the monthly average was \$16,000. He stated that the Department needed the full appropriation requested.

The motion as made by REPRESENTATIVE LORY passed, with nine members voting aye, one member voting no and seven members absent.

HB 619.

REPRESENTATIVE MOORE moved that the Committee table HB 619. The motion was passed unanimously by those members present.

HB 29.

REPRESENTATIVE DONALDSON moved that HB 29 be tabled by the Committee. The motion unanimously passed in a vote of those present.

HB 827.

REPRESENTATIVE LORY stated that SENATOR DOVER added an amendment to purchase equipment if matching funds were received. He moved that the Committee Do Pass HB 227.

The motion was unanimously passed by those Committee members present.

HB 864.

REPRESENTATIVE MOORE Moved that the bill be amended by the deletion of "general funds" and the insertion of "renewable resource development funds".

The motion failed, with seven members voting no, two voting aye and seven members absent.

REPRESENTATIVE LORY moved that the Committee do pass HB 864. The motion passed with seven members voting aye, 1 member abstaining, 2 members voting no and seven members absent.

HB 854.

REPRESENTATIVE ERNST explained the planning of the Transportation Department of Commerce. (EXHIBIT ATTACHED).

MR. KEITH KELLY, Governor's Office, stated that the Department of Agriculture would give up its Transportation Specialist if the request for the Transportation Division of the Department of Commerce is approved.

Mr. Kelly stated that the annual anticipated cost would be \$567,104 and that a portion of this amount has already been funded in HB 500, but that \$297,000 annually is requested to meet anticipated expenditures not covered in HB 500.

MR. TERRY WHITESIDE, Transportation Unit, Department of Agriculture, stated that the Governor had requested full funding of the Transportation Division, Department of Commerce and that the Division would also cover the Staggers Act.

REPRESENTATIVE MOORE stated that the initial grant request of \$247,000 under the 4-R's Act was killed as it was only the tip of the iceberg. He asked if the Transportation Division were in the same situation.

REPRESENTATIVE QUILICI asked what could be done by the new Transportation Unit that could not be done by the current Transportation Unit.

MR. KELLY stated that the new Unit would be a consolidation effort and would address the Staggers Act.

REPRESENTATIVE DONALDSON made a substitute motion for all motions pending, requesting that a subcommittee be appointed to study the matter further. The motion was unanimously approved by those present.

ACTING CHAIRMAN MOORE appointed REPRESENTATIVE QUILICI, HEMSTAD and THOFT as a subcommittee to further study HB 854.

HB 620.

REPRESENTATIVE HURWITZ moved that the Committee do not pass HB 620.

REPRESENTATIVE LORY made a substitute motion that HB 620 do pass.

The motion made by REPRESENTATIVE LORY failed, with five members voting aye, five members voting no and seven members absent.

REPRESENTATIVE SHONTZ moved that the Committee reconsider its action. The motion was unanimously approved by the Committee members present.

REPRESENTATIVE SHONTZ moved that the Committee amend HB 620, striking \$14,000 in line 13, page 3 and \$28,000 in line 14, page 3 and inserting \$7,000 and \$14,000 accordingly.

The motion made by REPRESENTATIVE SHONTZ was passed with nine members voting aye, two members voting no and 6 members absent.

HB 767.

REPRESENTATIVE DONALDSON moved that the Committee take HB 767 off the table. The motion was unanimously approved by the members of the Committee present.

REPRESENTATIVE DONALDSON moved that HB 767 Do Pass. He stated that the appropriation would allow a consultant to be hired who is familiar with laboratories and could assist legislators in the study of the lab situation in Montana.

The motion passed with eight members voting aye, 4 members voting no and five members absent.

HB 700.

CHAIRMAN LUND appointed REPRESENTATIVE MOORE, LORY and SHONTZ to further study HB 700 and report to the Committee on 4-3-81.

The meeting was adjourned at 9:20 a.m.



REP. ART LUND, CHAIRMAN

jc

COMMITTEE ON Finance and Claims

HOUSE BILL NO.	ENTERED COMM.	DATE CONSIDERED	OUT OF COMM.	DO PASS DATE	DO NOT PASS DATE	DO PASS AS AMEND. DATE	BE CON- CURRED IN DATE	BE CONC. IN AS AMENDED DATE	BE NOT CON- CURRED IN DATE
469	4/8	4/11	4/11				4/11		
478	4/16	4/20	4/20				4/20		
482	2/12	2/17	2/17				2/17		
500	3/18	3/23-4/2	4/2					4/2	
519	2/12	2/17	1/17				2/17		
542	4/3	4/7	4/7					4/7	
560	4/1	4/4	4/4				4/4		
563	4/17	4/20	4/20				4/20		
568	4/3	4/11	4/11				4/11		
601	4/6	4/9	4/10				4/10		
603	4/16	4/20	4/20				4/20		
610	2/21	3/12	3/12					3/12	
611	2/21	3/12	3/12					3/12	
617	3/18	4/3	4/4				4/4		
620	4/8	4/13	4/13				4/13		
620	Statement of Intent						4/13		

on a separate sheet for Senate, House Bills, and Resolutions.

HOUSE BILL NO. 620

INTRODUCED BY BURNETT

BY REQUEST OF THE DEPARTMENT OF MILITARY AFFAIRS

A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A REENLISTMENT OR EXTENSION INCENTIVE BONUS FOR ENLISTED MEMBERS OF THE MONTANA NATIONAL GUARD AND TO APPROPRIATE MONEY FOR THAT PURPOSE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Short title. [This act] may be cited as the "Montana National Guard Reenlistment or Extension Act of 1981".

Section 2. Purpose. [This act] is intended to encourage a greater number of extensions and reenlistments in the Montana national guard, which is the state's only source of organized manpower in times of emergency.

Section 3. Definitions. As used in [this act], the following definitions apply:

(1) "Bonus" means the extension or reenlistment incentive bonus provided by [this act].

(2) "Member" means any enlisted member of the Montana army or air national guard.

(3) "Extension" means the continuation of active national guard service with the Montana national guard.

(4) "Reenlistment" means a second or subsequent voluntary enrollment in the Montana national guard.

(5) "Secretary" means a designee of the department of military affairs.

Section 4. Bonus. A member is entitled to receive a bonus payment for each year of service for which he extends or reenlists. The bonus shall be paid to each eligible member within 60 days following the successful completion of a year of service for which he extended or reenlisted. The secretary shall set the amount of the bonus based on the appropriation for that purpose.

Section 5. Eligibility. The bonus must be granted to a person who:

(1) extends his original enlistment or reenlists in the Montana national guard;

(2) holds a rank commensurate with a unit vacancy in accordance with the national guard bureau's policy;

(3) does not have 20 years of total service;

(4) is not a civil service employee in a full-time capacity with the national guard, including but not limited to active duty for training or full-time training duty;

(5) is not eligible for any federally funded national guard bonus for the reenlistment or extension covered by [this act]; and

(6) attends 90% of the scheduled drills and annual

1 training in the year for which the benefit is to be paid.

2 Section 6. Administration. (1) The secretary shall
3 administer [this act]. He shall maintain records and make
4 rules necessary for its administration.

5 (2) He shall determine the eligibility of members to
6 receive the bonus and disburse a bonus payment upon a
7 determination of eligibility.

8 Section 7. Appropriation. The following money is
9 appropriated from the general fund to the department of
10 military affairs for the purpose of providing extension and
11 reenlistment bonuses for eligible members of the Montana
12 national guard:

13 Fiscal year ending June 30, 1982.....~~\$14,000~~ \$7,000

14 Fiscal year ending June 30, 1983.....~~\$28,000~~ \$14,000.

-End-

MINUTES OF THE MEETING
FINANCE AND CLAIMS COMMITTEE
MONTANA STATE SENATE

April 13, 1981

The forty-third meeting of the Senate Finance and Claims Committee met on the above date in room 108 of the State Capitol Building with Senator Himsl, Chairman calling the meeting to order at 8:12 a.m. Roll Call was taken and all were present except Senator Stimatiz.

CONSIDERATION OF HOUSE BILL 620: Representative Burnett, District 71 presented the bill as the chief sponsor and said this was a bill to give an incentive program to the National Guard. I carried the bill last time and it carried \$50,000. This year it is an incentive program for the guardsmen to re-inlist.

General Duffy: This helps those in the unit who get no other type of bonus contribution.

John Walsh, National Guard officer and member of the enlisted association, said this was H. B. 896 and the oversight committee in the Legislative Council somehow did not codify it. In section 5, if anyone qualified for the federal bonus, they will not qualify for this one. In section 4, second sentence the bonus is due 60 days after the enlistment year is completed. The reason for the 60 days is that we do not want this, that we don't want to violate the law in case we have trouble getting the checks out. Training in a National Guard is also like a vo-tech.

Tech Sgt. Rodger A. Hogan, National Guard, Great Falls, and is also a technician. I am excluded in this bill, but I speak favorably in this so that we can keep up the guard spirit. He said in FY '79 in Great Falls, the appropriation was \$602,689, the DOD share \$24,820,000. \$16 million of that being wages for the guardsmen both part time and full time. With the 4% tax liability, \$661,797 goes back into the state treasury. It is a plus of that much more than spent to maintain. This is probably one of the few bills that will make money for the state. The National Guard is funded by the state and the federal; 3% state, 97% federal was funded for the guards in 1979.

Dan Mortag, Rancher in Cascade and member of the National Guard. The first year in the guards is the most expensive. After the first year of training in active duty it costs 1/10 as much per year. After that there is only the 2 day and the 10 day training. Guardsmen pay their own way and this 50% bonus would help on gasoline to go to the camps.

Gary Scott, Heavy Equipment and Maintenance, National Guard, said there are some good people in charge. They were selected to go to Germany for camp.

Major Westfield said it behooves the Montana citizens to show their appreciation to the guard by granting this bill.

Minutes, Finance and Claims
April 13, 1981
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There were no further proponents, no opponents and the Chairman asked if there questions from the committee.

Senator Story: If something untoward happens, with the army guard and the air guard, if there were severe trouble, who gets to participate? Major Westfield: That depends on the type of emergency and where it is. Perhaps both the air guard and the army.

Senator Himsl: On the amount of funding. This bill was for \$7,000 and \$14,000 and you have been referring to \$50 per person. On the other hand it provides the chance to determine the amount. Do I read this it may not be \$50 and may be \$30? How do you determine?

Walsh: There is a statement of intent with the bill. We have taken the total amount of personnel and computed it at 70%.

Senator Himsl: It is not in there. Walsh: Rules and regulations will have to see what it is.

Senator Regan: If it is on the statute and it becomes law then next time you will be in for more. What you need is the bill.

Representative Burnett: It was not codified last time. I would ask you to restore it back up to the \$100.

Senator Aklestad: What was the percentage? Westfield: It was about a 19% increase.

Representative Burnett said he would not take more time to close but would hope the committee gave consideration to moving it back to the \$100.

CONSIDERATION OF HOUSE BILL 855: This bill is on behalf of the subcommittee to appropriate funds for district court emergency funds. We chose not to put it in H.B.500. It is \$750,000. It was the feeling of the House it was a new program and it should be looked at with more scrutiny than normal in 500. The amount is 3/4 of \$1 million.

Mike Steven, Association of Counties said we discussed the problems of the district courts in this committee before. We do need a hand to help with this. It is a state system in a county system. All too often through different kinds of situations different counties get stuck with paying the bill and it shouldn't happen. There is some question of the open-endedness on this but it is on the part of the county.

There were no further proponents, no opponents, and the chairman asked if there were any questions from the committee.

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April 13, 1981
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Senator Smith: How does this differ from Senate Bill 300 that is funded in 500. Shontz: This is the appropriation measure that goes along with 500.

Senator Dover: We have already funded this for \$1 million. Shontz This bill does 2 things. It is a separate issue outside of the appropriation measure. It sets a level of 3/4 million dollars instead of \$1 million. The concern I have and a number of people have is why it should be the state. It is set up like a zerox. We are concerned with the amount of the funding.

Senator Aklestad: How do the district courts draw off this in this bill? Shontz: It will draw by the system set up in Senate Bill 300.

Prepresentative Shontz closed by saying he felt it had been a thorough and good hearing and he wished to thank the committee.

Senator Hims1 declared the hearing closed.

DISPOSITION OF HOUSE BILL 855: Motion by Senator Dover to table this bill.

Senator Van Valkenburg: I would support Dover's motion. The money is in 500. If eliminated in conference committee, this money would still be in.

Motion was voted, passed, unanimous of those present.

DISPOSITION OF HOUSE BILL 620: Motion by Senator Etchart that House Bill 620 be concurred in.

Senator Regan: The bill you have before you--without the appropriation in section 7 is a bill you can codify and year after year they will come in for X number of dollars to fund it. They want to put this in the law. The only question is at what level you want to grant it. I would propose an alternative that we sunset it. Uncle Sam provides a very good incentive. There is also benefits for going to school.

Senator Hims1: The tuition grant did not pass.

Senator Regan: I have no objection to the \$50 by codifying it you can see what will happen to it.

Senator Hims1: I can see no reason why it can not be sunsetted. Only it will go back to the House and probably to a Conference Committee.

Question was called, and Senator Etchart said he would include the statement of intent in the motion. Voted, unanimous except for Senators Thomas and Stimatz being absent.

DISPOSITION OF HOUSE BILL 290: Senator Hims1 said this is the silicotic bill and the Fiscal Analyst was to get some information

April 13, 1981

SENATE STANDING COMMITTEE REPORT
(Finance and Claims)

That the Statement of Intent be amended as follows on House Bill No. 620:

A statement of intent is required for this bill because it grants rulemaking authority to the department of military affairs relating to the administration of the reenlistment or extension incentive bonus.

The person designated by the director of the department of military affairs shall adopt rules that determine the amount of the bonus that will be paid upon completion of a year of service. The amount shall be based on the appropriation. The rules shall provide a method of meshing the need to have an incentive in advance of the reenlistment or extension and the fact that such incentive is dependent on an amount of money which is dependent on a future appropriation. Thus, a person who reenlists in 1982 may be guaranteed by rule a fixed amount based on the 1982-83 appropriation which amount would be paid at the end of a successfully completed year in 1982 and 1983, but the amount that such a member would be paid at the end of 1984 or 1985 would be contingent upon an appropriation for 1984-85 by the 48th Legislature. The rules shall provide a means of identifying unit vacancies that are eligible.

ROLL CALL

FINANCE AND CLAIMS COMMITTEE

47th LEGISLATIVE SESSION - - 1981

Date

4/13

NAME	PRESENT	ABSENT	EXCUSED
Senator Etchart	✓		
Senator Story	✓		
Senator Aklestad	✓		
Senator Nelson	✓		
Senator Smith	✓		
Senator Dover	✓		
Senator Johnson	✓		
Senator Keating	✓		
Senator Boylan			
Senator Regan	✓		
Senator Thomas	✓		
Senator Stimatz			✓
Senator Van Valkenburg	✓		
Senator Haffey	✓		
Senator Jacobson	✓		
Senator Himsl	✓		

DEPARTMENT OF MILITARY AFFAIRS



TED SCHWINDEN, GOVERNOR

P.O. BOX 4789

STATE OF MONTANA

OFFICE OF THE ADJUTANT GENERAL

HELENA, MONTANA 59604

HOUSE BILL 620 EXTENSION/RE-ENLISTMENT INCENTIVE BONUS

Fact Sheet

1. Background: The Bonus was created with the passage of House Bill 896 by the 46th Legislature. That Law called for the payment of \$50 to each active member of the Montana National Guard who extended or re-enlisted after 1 July 1979 and completed a year of the extension/re-enlistment.

2. Eligibility criteria: Restrictions to receiving the Bonus are that the individual cannot have over 20 years verified service and is not in any full time capacity with the National Guard. Also the individual must attend 90% of the scheduled drills and attend Annual Training. The Law states that the bonus will be paid in January following the completion of the year of the extension/re-enlistment.

3. Historical data on the effect of the Bonus program.

YEAR	AUTH. STRENGTH	ACTUAL STRENGTH	TOTAL ENL.	TOTAL EXT./RE-EN	%EXT/ENL
1979	3488	2855	933	355	38%
1980	3610	3099	879	680	77%

Of the 680 individuals that re-enlisted/extended 358 were eligible for the Bonus. Of that 358, 167 Qualified and were paid the \$50 in January 1981.

Increased Retention since beginning the Bonus

1979 Retention (Based upon 9 months ending 30 June)

a. Persons who had an ETS date during the period	493
b. Losses for the period	<u>187</u>
Actual Retention 62.7%	306

1980 Retention (Based upon 9 months ending 30 June)

a. Persons who had an ETS date during the period	528
b. Losses for the period	<u>99</u>
Actual Retention 81.3%	429

The above figures were provided by the Recruiting Office MT ARNG.

Not all of the increases for 1980 over 1979 can be directly attributed to the Bonus program; however, we do feel that it does have a profound effect.

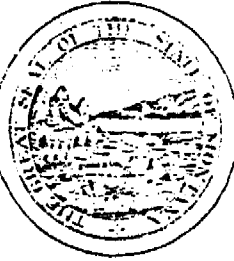
4. Because the U.S. Government has greatly expanded their bonus program since 1979 the Department of Military Affairs has taken the position in the proposed legislation that only people who meet the criteria and do not receive some other kind of bonus would be eligible for the State of Montana Bonus.

The estimated participation and costs are

FY 82 140 @ \$100 = \$14,000

FY 83 280 @ \$100 = \$28,000
\$42,000

DEPARTMENT OF MILITARY AFFAIRS



TED SCHWINDEN, GOVERNOR

P.O. BOX 4769

STATE OF MONTANA

OFFICE OF THE ADJUTANT GENERAL

HELENA, MONTANA 59604

Dear Montana Guardsman:

1. Congratulations on the completion of the qualifying year of your extension/reenlistment in the Montana National Guard. The people of Montana and the rest of the United States are very appreciative of your continuing commitment to the security of this state and nation.
2. The 46th Legislative Assembly passed into law an Extension/Reenlistment Bonus in the amount of \$50.00 payable to members of the Montana National Guard who extend/reenlist and meet certain eligibility requirements. By your effort this past year, you have met the minimum requirement and will receive the \$50.00 payment if you are a member of the Guard this coming January.
3. Thank you for your continuing service to the Montana National Guard.

JAMES W. DUFFY
MG, MT NG
The Adjutant General

DEPARTMENT OF MILITARY AFFAIRS



TED SCHWINDEN, GOVERNOR

P.O. BOX 4789

STATE OF MONTANA

OFFICE OF THE ADJUTANT GENERAL

HELENA, MONTANA 59604

ADM

SUBJECT: Payment of State of Montana Reenlistment/Extension Bonus

Dear

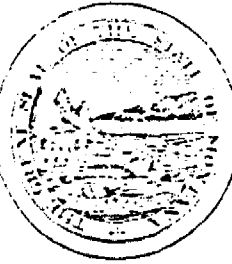
1. Congratulations! You have met all the eligibility requirements for the State of Montana Reenlistment/Extension Bonus as established by the 46th Legislative Assembly. The attached check for \$50 is only a token of the appreciation that the people of Montana offer you for continuing your membership in the Montana National Guard.

2. I appreciate the sacrifices you make to continue your membership in the National Guard. That commitment to service is what makes Montana and the United States strong and unique in the world community.

3. I urge you to continue your career in the Montana National Guard. I am proud to be associated with an organization which is made up of people such as yourself. You are our strength.

JAMES W. DUFFY
MG, MT NG
The Adjutant General

DEPARTMENT OF MILITARY AFFAIRS



TED SCHWINDEN, GOVERNOR

P.O. BOX 4769

STATE OF MONTANA

OFFICE OF THE ADJUTANT GENERAL

HELENA, MONTANA 59604

ADM

SUBJECT: Procedures for Distribution of State of Montana Bonus Checks

Commander

1. Find enclosed the 1st group of State of Montana Bonus checks as authorized by the 46th Legislative Assembly. The people listed below have met the eligibility requirements and completed the first year of their extension/reenlistment between 1 July 1980 and 31 December 1980.
2. Those eligible from your unit are:
3. Recognize these people individually at your next unit formation and present them with the \$50 check and letter of appreciation in my behalf.
4. Inform your unit that his office in cooperation with the Enlisted and Officers associations is attempting to get this bonus legislation reinstated by the 47th Legislative Assembly at a rate of \$100 per year.
5. I cannot emphasize enough the importance of this program to the retention effort of the Montana National Guard. Your recognition of these individuals is extremely important and a vital part of the overall recruiting and retention program.

JAMES W. DUFFY
MG, MT NG
The Adjutant General

6 March 1961

To: M.G. James W. Duffy
A.C. of Montana

Forward To Jim Brown
at Capital
J.W. Duffy

Sent 3/9/71

Sir:

I would like to take this opportunity to thank the Montana Legislature for the fifty dollar reenlistment bonus recently received. The amount of money is not a lot, however I feel that someone knows that I am a guardsman and serving Montana during state emergencies such as the institution strikes some two years ago.

The amount of money probably would not make a man stay in the Montana National Guard, however it is nice to know that we are recognized in some way. In these times it may help to keep people in the Montana National Guard.

Again, I would like to thank the legislature for this bonus and urge them again to support strongly the \$100.00 bonus that is up before them this year.

Respectfully Yours

S.S.G. Donald L. Henry

TRP C(7) 1/16/38 AC

STANDING COMMITTEE REPORT

April 13

19 81

President

MR.

Finance and Claims

We, your committee on

House

Bill No. **620**

having had under consideration

(Senator Etchart)

Respectfully report as follows: That

House

Bill No. **620**

~~DO PASS~~

BE CONCURRED IN

And the Statement of Intent **BE ADOPTED**

STANDING COMMITTEE REPORT

April 13

19 81

PRESIDENT

MR.

We, your committee on **Finance and Claims**

having had under consideration **Statement of Intent, House**

Bill No. **620**

Respectfully report as follows: That **Statement of Intent, House** Bill No. **620**
be adopted.

STATEMENT OF INTENT RE: HB 620

A statement of intent is required for this bill because it grants rulemaking authority to the department of military affairs relating to the administration of the reenlistment or extension incentive bonus.

The person designated by the director of the department of military affairs shall adopt rules that determine the amount of the bonus that will be paid upon completion of a year of service. The amount shall be based on the appropriation. The rules shall provide a method of meshing the need to have an incentive in advance of the reenlistment or extension and the fact that such incentive is dependent on an amount of money which is dependent on a future appropriation. Thus, a person who reenlists in 1982 may be guaranteed by rule a fixed amount based on the 1982-83 appropriation which amount would be paid at the end of a successfully completed year in 1982 and 1983, but the amount that such a member would be paid at the end of 1984 or 1985 would be contingent upon an appropriation for 1984-85 by the 48th Legislature. The rules shall provide a means of identifying ~~access~~ unit vacancies that are eligible.

1 STATEMENT OF INTENT

2 HOUSE BILL 620

3 Senate Finance and Claims Committee

4

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6 it grants rulemaking authority to the department of military
7 affairs relating to the administration of the reenlistment
8 or extension incentive bonus.

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12 year of service. The amount shall be based on the
13 appropriation. The rules shall provide a method of meshing
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15 or extension and the fact that such incentive is dependent
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17 appropriation. Thus, a person who reenlists in 1982 may be
18 guaranteed by rule a fixed amount based on the 1982-83
19 appropriation which amount would be paid at the end of a
20 successfully completed year in 1982 and 1983, but the amount
21 that such a member would be paid at the end of 1984 or 1985
22 would be contingent upon an appropriation for 1984-85 by the
23 48th Legislature. The rules shall provide a means of
24 identifying unit vacancies that are eligible.

HOUSE BILL NO. 620

INTRODUCED BY BURNETT

BY REQUEST OF THE DEPARTMENT OF MILITARY AFFAIRS

A BILL FOR AN ACT ENTITLED: "AN ACT TO ESTABLISH A REENLISTMENT OR EXTENSION INCENTIVE BONUS FOR ENLISTED MEMBERS OF THE MONTANA NATIONAL GUARD AND TO APPROPRIATE MONEY FOR THAT PURPOSE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Short title. [This act] may be cited as the "Montana National Guard Reenlistment or Extension Act of 1981".

Section 2. Purpose. [This act] is intended to encourage a greater number of extensions and reenlistments in the Montana national guard, which is the state's only source of organized manpower in times of emergency.

Section 3. Definitions. As used in [this act], the following definitions apply:

(1) "Bonus" means the extension or reenlistment incentive bonus provided by [this act].

(2) "Member" means any enlisted member of the Montana army or air national guard.

(3) "Extension" means the continuation of active national guard service with the Montana national guard.

(4) "Reenlistment" means a second or subsequent voluntary enrollment in the Montana national guard.

(5) "Secretary" means a designee of the department of military affairs.

Section 4. Bonus. A member is entitled to receive a bonus payment for each year of service for which he extends or reenlists. The bonus shall be paid to each eligible member within 60 days following the successful completion of a year of service for which he extended or reenlisted. The secretary shall set the amount of the bonus based on the appropriation for that purpose.

Section 5. Eligibility. The bonus must be granted to a person who:

(1) extends his original enlistment or reenlists in the Montana national guard;

(2) holds a rank commensurate with a unit vacancy in accordance with the national guard bureau's policy;

(3) does not have 20 years of total service;

(4) is not a civil service employee in a full-time capacity with the national guard, including but not limited to active duty for training or full-time training duty;

(5) is not eligible for any federally funded national guard bonus for the reenlistment or extension covered by [this act]; and

(6) attends 90% of the scheduled drills and annual

1 training in the year for which the benefit is to be paid.

2 Section 6. Administration. (1) The secretary shall
3 administer [this act]. He shall maintain records and make
4 rules necessary for its administration.

5 (2) He shall determine the eligibility of members to
6 receive the bonus and disburse a bonus payment upon a
7 determination of eligibility.

8 Section 7. Appropriation. The following money is
9 appropriated from the general fund to the department of
10 military affairs for the purpose of providing extension and
11 reenlistment bonuses for eligible members of the Montana
12 national guard:

13 Fiscal year ending June 30, 1982.....~~\$14,000~~ \$7,000
14 Fiscal year ending June 30, 1983.....~~\$28,000~~ \$14,000.

-End-